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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

KE SHEN,

Plaintiff,

v.

MICHAEL CHERTOFF, as Secretary of the
 Department of Homeland Security;
 EMILIO T. GONZALEZ, as Director of the
 U.S. Citizenship and Immigration Services;
 CHRISTINA POULOS, as Acting Director
 of the U.S. Citizenship and Immigration Services,
 California Service Center;
 GERARD HEINAUER, as Director of the
 U.S. Citizenship and Immigration Services,
 Nebraska Service Center;
 ROBERT S. MUELLER, III, as Director of the
 Federal Bureau of Investigations,

Defendants.

No. C 07-1481 PVT

**PARTIES' CONSENT TO MAGISTRATE
 JUDGE JURISDICTION; STIPULATION
 TO DISMISS; AND ~~PROPOSED~~
 ORDER**

In accordance with the provisions of 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73, Plaintiff and Defendants in this case hereby voluntarily consent to have a United States Magistrate Judge conduct any and all further proceedings in the case, including trial, and order the entry of a final judgment.

Further, Plaintiff, appearing *pro se*, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action

Stipulation to Dismiss
 C07-1481 PVT

without prejudice because the United States Citizenship and Immigration Services is now prepared to adjudicate Plaintiff's adjustment of status application and agrees to adjudicate such application within 30 days of the Department of State making the necessary employment visas available.

Each of the parties shall bear their own costs and fees.

Dated: July 12, 2007

Respectfully submitted,

SCOTT N. SCHOOLS
United States Attorney

/s/
ILA C. DEISS
Assistant United States Attorney
Attorney for Defendants


Dated: July 16, 2007

/s/
KE SHEN
Pro Se

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Date: July 23, 2007


PATRICIA V. TRUMBULL
United States Magistrate Judge